

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

<b>ENCORE BANK, N.A.</b>	§
	§
<b>Plaintiff,</b>	§
	§
<b>V.</b>	§ <b>CIVIL ACTION NO. 4:11-CV-03552</b>
	§
<b>BANK OF AMERICA, N.A.,</b>	§
<b>BAC HOME LOAN SERVICING, LP, and</b>	§
<b>COUNTRYWIDE HOME LOANS, INC.</b>	§
	§
<b>Defendants.</b>	§
	§

**JOINT STATUS REPORT REGARDING SETTLEMENT**

TO THE HONORABLE MELINDA HARMON, UNITED STATES DISTRICT JUDGE:

In accordance with the Court’s Order entered March 6, 2013 (Docket No. 50), Plaintiff Cadence Bank, N.A. f/k/a Encore Bank, N.A., and Defendants Bank of America, N.A., BAC Home Loan Servicing, LP and Countrywide Home Loans, Inc. (collectively, the “Defendants” and together with Plaintiff, collectively, the “Parties”) file this Status Report.

1. The Parties have made substantial progress in consummating their settlement, which includes implementing the servicing transfer of approximately 300 mortgage loans.

2. The effective date of the servicing transfer was June 30, 2013, following which, the Parties have certain continuing obligations, including some that must be performed for approximately 60 days post-transfer in which they must account to one another for funds received and funds required to be reimbursed or paid to the other.

3. The Parties request that, instead of entering a 90-day order of dismissal as provided under Local Rule 16.3, the Court continue to stay the action pending completion of settlement obligations, and set a date for the Parties to file, at their election, either a joint motion for dismissal, or a further status report, in approximately 90 days.

The Parties expect to be in a position to dismiss this action in approximately 90 days. A further stay of the case will facilitate settlement, but premature dismissal will be prejudicial to completion of the settlement.

Dated July 3, 2013

Respectfully submitted,

/s/ Mark S. Finkelstein

Mark S. Finkelstein  
S.D. Tex. Bar No. 5543  
Texas Bar No. 07015100  
1001 McKinney Street, Suite 1100  
Houston, Texas 77002  
(713) 646-5555 (Telephone)  
(713) 752-0337 (Facsimile)  
mfinkelstein@smfalaw.com

ATTORNEY-IN-CHARGE FOR PLAINTIFF,  
CADENCE BANK, N.A. fka ENCORE BANK, N.A.

OF COUNSEL:

SHANNON, MARTIN, FINKELSTEIN & ALVARADO  
A Professional Corporation  
George A. Shannon  
S.D. Tex. Bar No. 7740  
Texas Bar No. 18106000  
1001 McKinney Street, Suite 1100  
Houston, Texas 77002  
(713) 646-5500 (Telephone)  
(713) 752-0337 (Facsimile)

/s/ Walter Herring

Walter Herring  
Texas Bar No. 09535300  
2200 Ross Avenue, Suite 3300  
Dallas, TX 75201  
(214) 721-8000 (Telephone)  
(214) 721-8100 (Facsimile)  
walter.herring@bryancave.com

ATTORNEY-IN-CHARGE FOR DEFENDANTS  
BANK OF AMERICA, N.A., for itself and as  
successor by merger to BAC HOME LOAN  
SERVICING, LP, and COUNTRYWIDE HOME  
LOANS, INC.

OF COUNSEL:

BRYAN CAVE LLP  
Keitha M. Wright  
Texas Bar No. 24075310  
2200 Ross Avenue, Suite 3300  
Dallas, TX 75201  
(214) 721-8000 (Telephone)  
(214) 721-8100 (Facsimile)  
keitha.wright@bryancave.com

**CERTIFICATE OF SERVICE**

I, Mark S. Finkelstein, hereby certify that on July 3, 2013, a true copy of this document was served in accordance with the ECF filing system of the United States District Court for the Southern District of Texas to the following attorneys for Defendants Bank of America, N.A., BAC Home Loan Servicing, LP and Countrywide Home Loans, Inc. in the referenced civil action:

Raymond A. Chenault McGlinchey Stafford 1001 McKinney Street, Ste. 1500 Houston, Texas 77002	Walter A. Herring Bryan Cave LLP 2200 Ross Ave., Ste 3300 Dallas, Texas 75201
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/s/ Mark S. Finkelstein  
Mark S. Finkelstein